

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
NORTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 1:25-cr-20090

v.

Honorable Thomas L. Ludington  
United States District Judge

CESAR GUTIERREZ-NUNEZ,

Defendant.

Honorable Patricia T. Morris  
United States Magistrate Judge

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**ORDER ADOPTING REPORT AND RECOMMENDATION, AND ACCEPTING  
GUILTY PLEA**

On February 27, 2025, Magistrate Judge Patricia T. Morris conducted a plea hearing upon Defendant Cesar Gutierrez-Nunez consent. *See* ECF Nos. 14. That same day, Judge Morris issued a report recommending the acceptance of Defendant's guilty plea. ECF No. 18. Judge Morris gave the Parties 14 days to object, but they did not do so. They have therefore forfeited their right to appeal Judge Morris's findings that Defendant was competent to enter a plea and did so knowingly, voluntarily, and with a basis in fact. *See* FED. R. CRIM. P. 11(b); *Berkshire v. Dahl*, 928 F.3d 520, 530–31 (6th Cir. 2019) (citing *Thomas v. Arn*, 474 U.S. 140, 149 (1985)).

Accordingly, it is **ORDERED** that Judge Morris's Report and Recommendation, ECF No. 18, is **ADOPTED**.

Dated: March 19, 2025

s/Thomas L. Ludington  
THOMAS L. LUDINGTON  
United States District Judge